

## Ordinance 06-30

### AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF WESTFIELD PERTAINING TO THE ISSUANCE OF WATER MAIN EXTENSION CONSTRUCTION PERMITS BY THE WESTFIELD DEPARTMENT OF PUBLIC WORKS

**WHEREAS**, the Town of Westfield, Indiana (the "Town") is governed by the Town Council (the "Council"); and

**WHEREAS**, the Town owns and operates a water utility through its Department of Public Works (the "Department"); and

**WHEREAS**, 327 IAC 8-3.1-1 et seq. contemplates the issuance of construction permits for water main extensions by municipalities; and

**WHEREAS**, the Town employs a town engineer that is a "qualified engineer" within the definition of 327 IAC 8-3.1-1(1); and

**WHEREAS**, the Indiana Department of Environmental Management ("IDEM") has approved the Town's request to issue construction permits for water main extensions; and

**WHEREAS**, the Town desires to begin issuing water main extension construction permits as authorized by IDEM and in accordance with the procedures approved in Town Resolution 06-10;

**NOW THEREFORE BE IT ORDAINED**, by the Town Council of the Town of Westfield, meeting in regular session, that:

**Section 1.** The Department shall issue water main extension construction permits in accordance with 327 IAC 8-3.1-1 et seq., the authorization of the IDEM and Town Resolution No. 06-10.

**Section 2.** The Department shall charge a fee of \$300 per application for a water main extension construction permit.

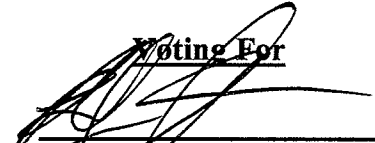
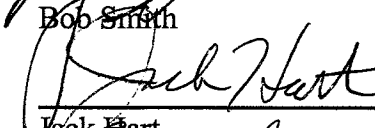
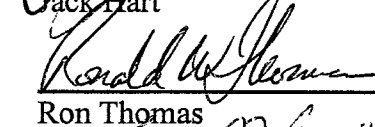
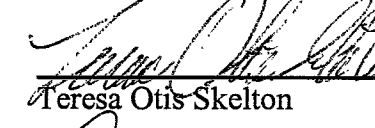

**Section 3.** The actions of the Town and the Department staff working under the provisions of this Ordinance are to be deemed in accordance with Town policy.

**Section 4.** Any current Town or Department policy in effect contrary to the provisions of this Ordinance shall be deemed void. Any portion of this Ordinance that may later be deemed invalid shall not affect the remaining provisions.

**Section 5.** This Ordinance shall become effective upon its adoption and proper publication in accordance with Indiana law. All ordinances or parts thereof in conflict herewith are hereby ordered repealed.

ALL OF WHICH IS ORDAINED this 12 day of June, 2006.

**WESTFIELD TOWN COUNCIL**

<u><b>Voting For</b></u>	<u><b>Voting Against</b></u>	<u><b>Abstain</b></u>
 Bob Smith	_____ Bob Smith	_____ Bob Smith
 Jack Hart	_____ Jack Hart	_____ Jack Hart
 Ron Thomas	_____ Ron Thomas	_____ Ron Thomas
 Teresa Otis Skelton	_____ Teresa Otis Skelton	_____ Teresa Otis Skelton
 David Mikesell	_____ David Mikesell	_____ David Mikesell

ATTEST:

  
Clerk-Treasurer, Cindy Gossard

This ordinance prepared by  
David McGimpsey, attorney with Bingham and McHale Law Firm